

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

**THE UNION CENTRAL LIFE
INSURANCE COMPANY,**

Plaintiff

v.

C-1-11-75

JOHN EFTIN ANDRAOS,

Defendants

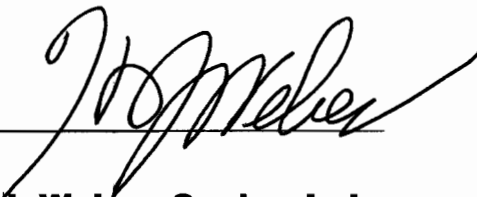
This matter is before the Court upon the Report and Recommendation of the United States Magistrate Judge (doc. no. 20). The Magistrate Judge recommends that defendant's Motion to Dismiss (doc. no. 9) be denied without prejudice.

Upon a *de novo* review of the record, and with no objection filed of record by the parties, the Court finds that the Magistrate Judge has accurately set forth the controlling principles of law and properly applied them to the particular facts of this case and agrees with the Magistrate Judge.

Accordingly, the Court hereby ADOPTS the Report and Recommendation of the United States Magistrate Judge (doc. no. 20). Defendant's motion to dismiss (doc. 9) is DENIED without prejudice.

This matter is RECOMMITTED to the United States Magistrate Judge for further proceedings according to law.

IT IS SO ORDERED.

A handwritten signature in black ink, appearing to read 'H. J. Weber', is written over a horizontal line.

Herman J. Weber, Senior Judge

United States District Court